

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

NO. 05-2933

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DEMETRIUS BAILEY,

Appellant

v.

CO I MARANO; CO MEGA; JOHNSON; CAPT. FORD; LT. BURNS;  
BEN ANSELL; CO I WORTSELL; CAPT. MUCCINO; M. J. MATTHEWS;  
MR. WARMAN; CONNER BLAINE; ROBERT BITNER; DR. KELLY;  
SUE TURNER; T. D. JACKSON; MR. STOWITZKY; MR. ROSSI;  
MR. DITTSWORTH; MR. HEWITT; LT. TUSTIN; RAYMOND STEWART;  
CO I ABEREGG; MAJ. HASSETT; LT. FORTE; MR. MCCRAE;  
MR. SPARBANIE; LT. GRAINEY; CO I VENOM; CAPT. LANTZ;  
MR. SEIVERLING; CO I KOVALCHUK

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On Appeal From the United States District Court  
For the Western District of Pennsylvania  
(D.C. Civ. No. 00-cv-00325)  
District Judge: Honorable Arthur J. Schwab

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Submitted Under Third Circuit LAR 34.1(a)  
January 6, 2006

BEFORE: McKEE, FUENTES and NYGAARD, CIRCUIT JUDGES

**JUDGMENT**

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This cause came on to be heard on the record from the United States District Court

for the Western District of Pennsylvania and was submitted pursuant to Third Circuit LAR 34.1(a). On consideration whereof, it is now here

ORDERED AND ADJUDGED by this court that the judgment of the district court entered May 3, 2005, be and the same is hereby affirmed. Costs taxed against the appellant. All of the above in accordance with the opinion of this Court.

ATTEST:

A handwritten signature in black ink, appearing to read "Marcia M. Waldron". The signature is written in a cursive, flowing style.

Clerk

DATED: January 9, 2006